

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF VIRGINIA  
ABINGDON DIVISION**

**CRIMINAL MINUTES - GUILTY PLEA HEARING**

**Case No.: 1:15CR34**

**Date: 5/12/16**

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**Defendant: Emmanuel Foster, Custody**

**Counsel: James Turk, Jr., Appt.**

**Sarah Berry, Custody**

**Daniel Bieger, Appt.**

**Thomas Scott, Jr., Appt.**

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PRESENT:	JUDGE:	James P. Jones	TIME IN COURT: 2:47 – 3:53 p.m.
	Deputy Clerk:	Felicia Clark	
	Court Reporter:	Carol Jacobs, OCR	
	U. S. Attorney:	Tony Giorno and Zachary Lee	
	USPO:	Sumer Taylor-Sargent	

**PROCEEDINGS:**

- ☒ Plea Agreements were filed with court prior to court hearing.
- ☒ Defendants were re-arraigned as to Counts 3, 4, 5, 9 and 11 as to Emmanuel Foster and Counts 9 and 11 as to Sarah Berry.
- ☒ Defendants were placed under oath. Court questions defendants regarding his/her physical and mental condition, and advises defendants of his/her rights, and the nature and possible consequences of pleas.
- ☒ Court accepts pleas of guilty, but defers acceptance of the plea agreements pending completion of the PSR.
- ☐ Guilty plea form executed and filed.
- ☒ Government summarizes evidence to support plea and rests.
- ☒ Court finds defendant guilty as charged in Counts 3, 4, 5, 9 and 11 as to Emmanuel Foster and Counts 9 and 11 as to Sarah Berry.

**DEFENDANT PLEADS:**

**(list counts)**

DEF. #	GUILTY	NOT GUILTY	NOLO	REMARKS
1	Counts 3, 4, 5, 9 and 11 of the Indictment			
2	Counts 9 and 11 of the Indictment			

- ☒ Court orders Presentence Reports.
- ☒ Defendants were remanded to custody.
- ☒ Sentencing hearings scheduled for October 3, 2016 at 10:30 a.m. in Abingdon, VA as to Emmanuel Foster and September 29, 2016 at 10:30 a.m. in Abingdon, VA as to Sarah Berry before Judge James P. Jones.

**\*\*Court directs USMS to transport and house Mr. Foster at the closest facility to his counsel in Roanoke.\*\***